



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

PART V EXTRAORDINARY

No.21

AMARAVATI, MONDAY, JUNE 20, 2022

G.570

**STATUTORY NOTIFICATIONS OF THE ELECTION COMMISSION OF
INDIA AND OTHER ELECTION NOTIFICATIONS**

--X--

**NOTIFICATIONS BY GOVERNMENT
GENERAL ADMINISTRATION (ELECTIONS) DEPARTMENT**

--X--

**GENERAL ELECTION TO THE ANDHRA PRADESH LEGISLATIVE ASSEMBLY, 2019 –
DISQUALIFICATION ORDER OF THE CONTESTING CANDIDATE – REPUBLISHED.**

[Memo No.1721/Elecs.A/A1/2021-18, Office of the Chief Electoral Officer, Andhra Pradesh, Dated:16.06.2022]

The following Order of the Election Commission of India, New Delhi, No.76/AP-LA/2020, Dated: 16th June, 2022 / 26th Jyaistha, 1944 (Saka) is re-published:-

ORDER

WHEREAS, the General Election for **166-Chandragiri** Assembly Constituency of Andhra Pradesh Legislative Assembly, 2019 was announced by the Election Commission of India vide Press Note No. ECI/PN/23/2019, dated 10th March, 2019; and

WHEREAS, as per Section 78 of the Representation of the People Act, 1951, every contesting candidate has to lodge a true copy of his account of election expenses within 30 days with the concerned District Election Officer, from the date of election of the returned candidate; and

WHEREAS, the result of the election for **166-Chandragiri** Assembly Constituency was declared by the Returning Officer on 23rd May, 2019 and hence the last date for lodging the account of Election Expenses was 22nd June, 2019; and

WHEREAS, as per the report dated **29th June, 2019** submitted by the District Election Officer, Chittoor District, Andhra Pradesh, **Shri/Smt/Km/Ms. Paladugu Suresh**, a contesting candidate from **166-Chandragiri** Assembly Constituency, 2019 from Andhra Pradesh has failed to lodge account of election expenses, within the stipulated time of 30 days from the date of declaration of result of election as required under section 78 of the Representation of the People Act, 1951 (delay of 5 days); and

WHEREAS, on the basis of the said reports of the District Election Officer, Chittoor, a Show-Cause notice No. **76/AP-LA/2020/166**, dated 22nd February, 2021 was issued under sub rule (5) of Rule 89 of the Conduct of Elections Rules, 1961 by the Election Commission of India to **Shri/Smt/Km/Ms. Paladugu Suresh**, for not lodging of account of Election Expenses within the stipulated time as prescribed under law; and

WHEREAS, through the above said Show Cause Notice and under sub rule (6) of Rule 89 of the Conduct of Elections Rules, 1961, **Shri/Smt/Km/Ms. Paladugu Suresh**, was directed to submit representation in writing to the Commission explaining the reason for not lodging the account within the stipulated time as prescribed under law with the District Election Officer, Chittoor within 20 days from the date of receipt of the notice; and

WHEREAS, the District Election Officer, Chittoor, has reported that the said notice was served to **Shri/Smt/Km/Ms. Paladugu Suresh** , on **10.03.2021**; and

WHEREAS, the District Election Officer, Chittoor in his supplementary report, dated **19.08.2021** reported that **Shri/Smt/Km/Ms. Paladugu Suresh**, has neither furnished any reason nor explanation to the Election Commission of India, for failure to lodge the account within the stipulated time as prescribed under law; and

WHEREAS, a final opportunity was given to **Shri/Smt/Km/Ms. Paladugu Suresh** to furnish a reply to the Commission's Show Cause Notice dated 22.02.2021, within 20 days of the receipt of Commission's letter dated 23.03.2022, failing which the candidate will be liable to be disqualified u/s 10 A of the Representation of People Act, 1951; and

WHEREAS, the District Election Officer, Chittoor has reported on 28.05.2022 that the Commission's aforesaid letter dated 23.03.2022 was served to **Shri/Smt/Km/Ms. Paladugu Suresh** on 27.03.2022 and as per the District Election Officer, Chittoor's supplementary report dated 28.05.2022, **Shri/Smt/Km/Ms. Paladugu Suresh** has not furnished any written explanation in response to Commission's Notice dated 22.02.2021; and

WHEREAS, Section 10 A of the Representation of the People Act, 1951 provides that:-

" If the Election Commission is satisfied that a person-

- (a) has failed to lodge an account of election expenses, within the time and in the manner required by or under this Act, and*
- (b) has no good reason or justification for the failure, the Election Commission shall, by order published in the Official Gazette, declare him to be disqualified and any such person shall be disqualified for a period of three years from the date of the order."*

WHEREAS, on the basis of facts and available records, the Commission is satisfied that **Shri/Smt/Km/Ms. Paladugu Suresh**, has failed to lodge account of election expenses within the stipulated time as prescribed under law and has no good reason or justification for delay in lodge of account; and

NOW, THEREFORE, in pursuance of Section 10A of the Representation of the People Act, 1951, the Election Commission of India hereby declares **Shri/Smt/Km/Ms. Paladugu Suresh**, D. No. 3-4, Kammappalli Village & Post, Ramachandrapuram Mandal, Chittoor District, Andhra Pradesh and a contesting candidate from **166-Chandragiri** Assembly Constituency of the State of Andhra Pradesh in the General Election to Legislative Assembly, 2019 to be disqualified for being chosen as and for being a member of either House of Parliament or the Legislative Assembly or Legislative Council of a State or Union Territory for a period of three years from the date of this order.

By order,

AVINASH KUMAR,
Principal Secretary,
Election Commission of India.

MUKESH KUMAR MEENA,
Chief Electoral Officer,
Andhra Pradesh.